



UNITED STATES DEPARTMENT OF COMMERCE
Under Secretary for Industry and Security
Washington, D.C. 20230

MAR 12 2019

Mr. Russ Kick
MuckRock News, DEPT MR 69719 411A
Highland Avenue
Somerville, MA 02144

Via electronic mail: 69719-27903614@requests.muckrock.com

BIS FOIA Number: BIS 19-056
FOIAonline Number: DOC-BIS-2019-000784

Re: Freedom of Information Act Request (FOIA)

Dear Mr. Kick:

This is in response to your February 25, 2019, Freedom of Information Act (FOIA), 5 U.S.C. § 552, request to the Bureau of Industry and Security (BIS) for a FOIA request log covering 2018, which includes a field showing the subject of each request and a field for the final disposition.

BIS has completed its review of your request and located 7 pages of records and they are being released in part. The portions that are being withheld are under FOIA exemptions (b)(3) based on information protected under Section 1761(h) of the Export Control Reform Act of 2018, which protects information concerning export license applications, (b)(5) based on inter-agency and intra-agency documents that are both pre-decisional and deliberative, (b)(6) based on privacy act information, (b)(7)(c) based on enforcement personnel information, (b)(7)(c) provides protection from identifying a confidential source, and (b)(7)(e) based on investigative procedures and techniques protected for law enforcement reasons.

I trust that this information fully satisfies your request. If you need any further assistance or would like to discuss any aspect of your request, please do not hesitate to contact Grace Agyekum of my staff at 202-482-7893 or via e-mail at grace.agyekum@bis.doc.gov.

In addition, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows:

Office of Government Information Services
National Archives and Records Administration
8601 Adelphi Road-OGIS
College Park, Maryland 20740-6001
e-mail at ogis@nara.gov
telephone at 202741-5770; toll free at 1 877-684-6448; facsimile at 202-741-5769



You have the right to appeal this determination of your FOIA request. An appeal must be received within 90 calendar days of the date of this response letter. Address your appeal to the following office:

Assistant General Counsel for Employment, Litigation and Information
U.S. Department of Commerce
Office of the General Counsel, Room 5896
1401 Constitution Ave., NW
Washington, D.C. 20230

An appeal may also be sent by e-mail to FOIAAppeals@doc.gov or by FOIAonline, if you have an account in FOIAonline, at <https://foiaonline.regulations.gov/foia/action/public/home#>. The appeal should include a copy of the original request and initial determination, if any. All appeals should include a statement of the reasons why the records requested should be made available and why the determination was in error.

The appeal letter, the envelope, and the e-mail subject line should be clearly marked "Freedom of Information Act Appeal." The e-mail, FOIAonline, and office mail are monitored only on working days during normal business hours (8:30 a.m. to 5:00 p.m., Eastern Time, Monday through Friday). FOIA appeals posted to the e-mail box, FOIAonline, or the office after normal business hours will be deemed received on the next normal business day. If the 90th calendar day for submitting an appeal falls on a Saturday, Sunday or legal public holiday, an appeal received by 5:00 p.m., Eastern Time, the next business day will be deemed timely.

Sincerely,

A handwritten signature in black ink, appearing to read "Fernandez Boards", with a stylized flourish at the end.

Fernandez Boards
Acting Chief Financial Officer and
Director of Administration

Attachments